



**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY  
REFER TO

GC

August 15, 2000

All-Test Environmental Laboratory, Inc.  
60 Railroad Avenue  
Hasbrouck Heights, NJ 08600

Re: Notice of Proposed Debarment

Ladies & Gentlemen:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on the April 21, 1995, conviction of Irving Berkowitz in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:2-6 (Failure to File Returns and Reports; Illegal Transportation of Hazardous Waste). Pursuant to FAR 9.406-1(b), debarment may be extended to affiliates of a contractor. As defined in FAR 9.403 "Affiliates", Irving Berkowitz and the All-Test Environmental Laboratory, Inc., are affiliates because, (a) either one controls or has the power to control the other, or (b) a third party controls or has the power to control both. The affiliation with Irving Berkowitz provides a cause for debarment of All-Test Environmental Laboratory, Inc., pursuant to FAR 9.406-2(c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. The company name, All-Test Environmental Laboratory, Inc., will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



Notice of Proposed Debarment of All-Test Environmental Laboratory, Inc.

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for the company by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. The company may not conduct business with the Federal Government as an agent or representative of other contractors, nor may it act as an individual surety for other contractors.

4. No Government contractor may award the company a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which the company is either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. The company may not act as an agent or representative of other participants in federal assistance programs.

7. The company's affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

GC PAGE 3

Notice of Proposed Debarment of All-Test Environmental Laboratory, Inc.

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and the company name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,

A handwritten signature in black ink, appearing to read "Susan Chadick", is written over a horizontal line.

M. SUSAN CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



IN REPLY  
REFER TO

**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

GC

August 15, 2000

East 11<sup>th</sup> Street Fuel, Inc.  
4 Livingston Road  
Scarsdale, NY 10583

Re: Notice of Proposed Debarment

Ladies & Gentlemen:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on the April 21, 1995, conviction of Irving Berkowitz in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:2-6 (Failure to File Returns and Reports; Illegal Transportation of Hazardous Waste). Pursuant to FAR 9.406-1(b), debarment may be extended to affiliates of a contractor. As defined in FAR 9.403 "Affiliates", Irving Berkowitz and the East 11<sup>th</sup> Street Fuel, Inc., are affiliates because, (a) either one controls or has the power to control the other, or (b) a third party controls or has the power to control both. The affiliation with Irving Berkowitz provides a cause for debarment of East 11<sup>th</sup> Street Fuel, Inc., pursuant to FAR 9.406-2(c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. The company name, East 11<sup>th</sup> Street Fuel, Inc., will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for the company by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. The company may not conduct business with the Federal Government as an agent or representative of other contractors, nor may it act as an individual surety for other contractors.

4. No Government contractor may award the company a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which the company is either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. The company may not act as an agent or representative of other participants in federal assistance programs.

7. The company's affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

GC PAGE 3

Notice of Proposed Debarment of East 11<sup>th</sup> Street Fuel, Inc.

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and the company name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,



M. SUSAN CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



**DEFENSE LOGISTICS AGENCY**  
HEADQUARTERS  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY  
REFER TO

GC

August 15, 2000

Fisher Trucking Company, Inc.  
211 Passmore Avenue  
Mammonton, NJ 08037

Re: Notice of Proposed Debarment

Ladies & Gentlemen:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on the August 30, 1999, conviction of Frederick C. Fisher in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:20-9 (Theft by Failure to Make Required Disposition). Pursuant to FAR 9.406-1(b), debarment may be extended to affiliates of a contractor. As defined in FAR 9.403 "Affiliates", Frederick C. Fisher and the Fisher Trucking Company are affiliates because, (a) either one controls or has the power to control the other, or (b) a third party controls or has the power to control both. The affiliation with Frederick C. Fisher provides a cause for debarment pursuant to FAR 9.406-2(c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. The company name, Fisher Trucking Company, Inc., will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



Notice of Proposed Debarment of Fisher Trucking Company, Inc.

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for the company by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. The company may not conduct business with the Federal Government as an agent or representative of other contractors, nor may it act as an individual surety for other contractors.

4. No Government contractor may award the company a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which the company is either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. The company may not act as an agent or representative of other participants in federal assistance programs.

7. The company's affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.



Notice of Proposed Debarment of Fisher Trucking Company, Inc.

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and the company name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,



SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



IN REPLY  
REFER TO

**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

GC

August 15, 2000

Mr. Frederick C. Fisher  
211 Passmore Avenue  
Mammonton, NJ 08037

Re: Notice of Proposed Debarment

Dear Mr. Fisher:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on your conviction on August 30, 1999, in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:20-9 (Theft by Failure to Make Required Disposition). The conviction provides a cause for your debarment pursuant to FAR 9.406-2(a) (5) and (c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. Your name, Frederick C. Fisher, will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



Notice of Proposed Debarment of Frederick C. Fisher

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for you by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. You may not conduct business with the Federal Government as an agent or representative of other contractors, nor may you act as an individual surety for other contractors.

4. No Government contractor may award you a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which you are either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. You may not act as an agent or representative of other participants in federal assistance programs.

7. Your affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

GC PAGE 3

Notice of Proposed Debarment of Frederick C. Fisher

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and your name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,



SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



IN REPLY  
REFER TO

**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

GC

August 15, 2000

Mr. Irving Berkowitz  
4 Livingston Road  
Scarsdale, NY 10583

Re: Notice of Proposed Debarment

Dear Mr. Berkowitz:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on your conviction on April 21, 1995, in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:2-6 (Failure to File Returns and Reports; Illegal Transportation of Hazardous Waste). The conviction provides a cause for your debarment pursuant to FAR 9.406-2(a) (5) and (c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. Your name, Irving Berkowitz, will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



Notice of Proposed Debarment of Irving Berkowitz

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for you by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. You may not conduct business with the Federal Government as an agent or representative of other contractors, nor may you act as an individual surety for other contractors.

4. No Government contractor may award you a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which you are either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. You may not act as an agent or representative of other participants in federal assistance programs.

7. Your affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

Notice of Proposed Debarment of Irving Berkowitz

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

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Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,



M. SUSAN CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY  
REFER TO

GC

August 15, 2000

Mr. Russell Cerminara  
c/o Leon Martelli, Esq.  
Heritage Building, Suite 6  
703 Stokes Road  
Medford, NJ 08055

Re: Notice of Proposed Debarment

Dear Mr. Cerminara:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on your conviction on August 20, 1999, in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:20-9 (Failure to Make Required Disposition). The conviction provides a cause for your debarment pursuant to FAR 9.406-2(a) (5) and (c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. Your name, Russell Cerminara, will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.





Notice of Proposed Debarment of Russell Cerminara

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for you by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. You may not conduct business with the Federal Government as an agent or representative of other contractors, nor may you act as an individual surety for other contractors.

4. No Government contractor may award you a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which you are either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. You may not act as an agent or representative of other participants in federal assistance programs.

7. Your affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

Notice of Proposed Debarment of Russell Cerminara

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and your name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,



SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



IN REPLY  
REFER TO

**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

GC

August 15, 2000

Mr. Gerald Olkus  
4326 East Stiles Street  
Philadelphia, PA 19124

Re: Notice of Proposed Debarment

Dear Mr. Olkus:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on your conviction on June 11, 1999, in the New Jersey Superior Court for violating New Jersey Statutes Annotated 13:1E-9H (Unlawful Disposition of Hazardous Waste). The conviction provides a cause for your debarment pursuant to FAR 9.406-2(a) (5) and (c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. Your name, Gerald Olkus, will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



Notice of Proposed Debarment of Gerald Olkus

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for you by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. You may not conduct business with the Federal Government as an agent or representative of other contractors, nor may you act as an individual surety for other contractors.

4. No Government contractor may award you a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which you are either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. You may not act as an agent or representative of other participants in federal assistance programs.

7. Your affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

Notice of Proposed Debarment of Gerald Olkus

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and your name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,



SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY  
REFER TO

GC

August 15, 2000

Ms. Brenda Grungo  
8 Ridge Road  
Southampton, NJ 08088

Re: Notice of Proposed Debarment

Dear Ms. Grungo:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on your conviction on May 17, 2000, in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:20-9 (Theft by Failure to Make Required Disposition). The conviction provides a cause for your debarment pursuant to FAR 9.406-2(a) (5) and (c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. Your name, Brenda Grungo, will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



Notice of Proposed Debarment of Brenda Grungo

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for you by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. You may not conduct business with the Federal Government as an agent or representative of other contractors, nor may you act as an individual surety for other contractors.

4. No Government contractor may award you a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which you are either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. You may not act as an agent or representative of other participants in federal assistance programs.

7. Your affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

Notice of Proposed Debarment of Brenda Grungo

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and your name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,

A handwritten signature in cursive script, appearing to read "Susan M. Chadick".

SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures





**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY  
REFER TO

GC

August 15, 2000

Mr. Christopher R. Grungo  
8 Ridge Road  
Southampton, NJ 08088

Re: Notice of Proposed Debarment

Dear Mr. Grungo:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on your conviction on May 25, 2000, in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:21-9 (Racketeering). The conviction provides a cause for your debarment pursuant to FAR 9.406-2(a) (5) and (c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. Your name, Christopher R. Grungo, will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



Notice of Proposed Debarment of Christopher R. Grungo

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for you by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. You may not conduct business with the Federal Government as an agent or representative of other contractors, nor may you act as an individual surety for other contractors.

4. No Government contractor may award you a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which you are either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. You may not act as an agent or representative of other participants in federal assistance programs.

7. Your affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

GC PAGE 3

Notice of Proposed Debarment of Christopher R. Grungo

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and your name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,



SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY  
REFER TO

GC

August 15, 2000

Mr. Paul Clyde McDaniel  
1811 Brooks Road  
West Chester, PA 19382

Re: Notice of Proposed Debarment

Dear Mr. McDaniel:

On behalf of the Defense Logistics Agency (DLA), I have proposed you for debarment from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs or from purchasing surplus Government property under the Federal Property and Management Regulations. I have initiated this action pursuant to the authority of, and the debarment procedures contained in, the Federal Acquisition Regulation (FAR) Subpart 9.4. For your information, I have enclosed copies of FAR Subpart 9.4, the Defense FAR Supplement (DFARS) 209.4 and Appendix H, 32 C.F.R. Part 25, and DLA's Debarment and Suspension procedures in Defense Logistics Acquisition Directive 4105, along with the corresponding web site addresses.

I have based the proposed debarment on your conviction on May 6, 1997, in the New Jersey Superior Court for violating New Jersey Statutes Annotated 2C:2-6 (Failure to File Returns or Reports). The conviction provides a cause for your debarment pursuant to FAR 9.406-2(a) (5) and (c).

Effective throughout the executive branch of the Federal Government, the proposed debarment applies to both procurement and sales contracting and has the following consequences:

1. Your name, Paul Clyde McDaniel, will be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. You may also access the list on the Internet at the web site shown in Enclosure 1.



Notice of Proposed Debarment of Paul Clyde McDaniel

2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government approval will not be approved for you by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. You may not conduct business with the Federal Government as an agent or representative of other contractors, nor may you act as an individual surety for other contractors.

4. No Government contractor may award you a subcontract equal to or in excess of \$25,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which you are either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 32 C.F.R. Section 25.110).

6. You may not act as an agent or representative of other participants in federal assistance programs.

7. Your affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or subcontractor.

Within 30 calendar days after receipt of this notice, you or a representative on your behalf may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over facts material to the proposed debarment. If it is found that the information or argument submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this debarment proceeding.

Notice of Proposed Debarment of Paul Clyde McDaniel

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information you submit will become a part of the administrative record. Information or argument presented orally will be considered part of the administrative record only to the extent such information and argument is submitted in written form.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations on contracting and subcontracting described in Paragraphs 1 through 7 above will continue to apply and your name will continue to be published in the list entitled List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel, Normand Lussier, at (703) 767-5032. Any written submission should be forwarded in duplicate to him at DASC-G, 8725 John J. Kingman Road, Suite 0119, Fort Belvoir, Virginia, 22060-6220. One copy of each written submission should be sent to Christine L. Poston, Fraud Counsel, Office of Counsel (DESC-G), Defense Energy Support Center, 8725 John J. Kingman Road, Suite 4950, Fort Belvoir, Virginia, 22060-6222. One copy of each written submission should also be sent to Thomas M. Bowman, Fraud Counsel, Defense Reutilization and Marketing Service, 74 Washington Avenue North, Suite 6, Battle Creek, Michigan, 49017-3092.

Sincerely,



SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity

Enclosures



**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

IN REPLY  
REFER TO

GC

August 15, 2000

Mr. Ronald Musser, Sr.  
2222 Bristol Park  
Bensalem, PA 19020

Re: Termination of Suspension

Dear Mr. Musser:

On behalf of the Defense Logistics Agency (DLA), I am terminating your suspension from contracting with the Government. This action is taken solely in recognition of the fact that the indictment filed against you was dismissed; consequently, the basis for the suspension under FAR 9.407-2 no longer exists.

This action is not a finding that you are presently responsible to contract with the Government. Rather, the decision to terminate is based solely on the information currently before me and does not limit or restrict DLA or any other agency of the Government from instituting administrative action, including suspension or debarment, should new evidence become available which indicates that such action is necessary to protect the Government's interests. If such an action should be proposed, you will be given notice and afforded an opportunity to present information and argument in opposition to debarment prior to any final decision.

If you have any questions regarding the foregoing, please contact my counsel, Normand Lussier, at (703) 767-5032.

Yours truly,

SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity





IN REPLY  
REFER TO

**DEFENSE LOGISTICS AGENCY**  
**HEADQUARTERS**  
8725 JOHN J. KINGMAN ROAD, SUITE 2533  
FT. BELVOIR, VIRGINIA 22060-6221

GC

August 15, 2000

Mr. James Barbone  
155 Franklin Avenue  
West Berlin, NJ 08091

Re: Termination of Suspension

Dear Mr. Barbone:

On behalf of the Defense Logistics Agency (DLA), I am terminating your suspension from contracting with the Government. This action is taken solely in recognition of the fact that you were acquitted of the charges filed against you; consequently, the basis for the suspension under FAR 9.407-2 no longer exists.

This action is not a finding that you are presently responsible to contract with the Government. Rather, the decision to terminate is based solely on the information currently before me and does not limit or restrict DLA or any other agency of the Government from instituting administrative action, including suspension or debarment, should new evidence become available which indicates that such action is necessary to protect the Government's interests. If such an action should be proposed, you will be given notice and afforded an opportunity to present information and argument in opposition to debarment prior to any final decision.

If you have any questions regarding the foregoing, please contact my counsel, Normand Lussier, at (703) 767-5032.

Yours truly,

SUSAN M. CHADICK  
Special Assistant for  
Contracting Integrity

